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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 RONALD D. YOUNG,
12 Petitioner,
13 v.
14 CHARLES SCHUYLER,
15 Respondent.
16

No. 2:24-CV-0157-DJC-DMC-P

ORDER

17 Petitioner, a state prisoner proceeding pro se, brings this petition for a writ of
18 habeas corpus pursuant to 28 U.S.C. § 2254. Pending before the Court is Petitioner's renewed
19 motion, ECF No. 16, for the appointment of counsel.

20 There currently exists no absolute right to appointment of counsel in habeas
21 proceedings. See Nevius v. Sumner, 105 F.3d 453, 460 (9th Cir. 1996). However, 18 U.S.C.
22 § 3006A authorizes the appointment of counsel at any stage of the case "if the interests of justice
23 so require." See Rule 8(c), Fed. R. Governing § 2254 Cases. In the present case, the Court does
24 not find that the interests of justice would be served by the appointment of counsel at the present
25 time.

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Accordingly, IT IS HEREBY ORDERED as follows:

1. Petitioner's renewed motion for appointment of counsel, ECF No. 16, is denied without prejudice to renewal, at the earliest, after a response to the petition has been filed.

2. Petitioner's opposition to Respondent's pending motion to dismiss is due within 45 days of the date of this order.

Dated: May 9, 2024



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE